

CHAPTER NO. 671**HOUSE BILL NO. 2618****By Representative Armstrong****Substituted for: Senate Bill No. 2644****By Senator Dixon**

AN ACT to amend Tennessee Code Annotated, Section 57-4-102, relative to consumption of alcoholic beverages in a premier type tourist resort.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 57-4-102(24), is amended by adding the following language as a new appropriately designated subdivision:

(_) A commercially operated facility which contains all of the following characteristics:

- (i) Such facility is licensed as a health club;
- (ii) Such facility only allows members and their invited guests;
- (iii) Such facility has two (2) swimming pools with one pool having at least 15,000 square feet of water surface;
- (iv) Such facility provides volleyball courts, a basketball court and a recreation area with food service;
- (v) Such facility is located within fifteen (15) miles of an airport;
- (vi) Such facility does not discriminate against any patron on the basis of age, gender, sexual orientation, race, religion or national origin; and
- (vii) Such facility is located within a county having a population of not less than three hundred eighty-two thousand (382,000) nor more than three hundred eighty-two thousand one hundred (382,100) according to the 2000 federal census or any subsequent federal census.

SECTION 2. Tennessee Code Annotated, Section 57-4-102(24), is amended by adding the following language as new, appropriately designated subdivisions:

() A commercially operated facility which contains all of the following characteristics:

- (i) Such facility is located no more than three and one-half (3-1/2) miles from the right of way of Interstate 40 and fronting on State Highway 92 and has a minimum of eight (8) acres of lake front property with a minimum of fifty-eight hundred (5,800) feet of shore line;

(ii) Such facility has at least eighty (80) boat slips and forty-eight (48) dry slips, a boat launching ramp, a full service restaurant seating at least one hundred seventy-five (175) persons inside with outside patio dining, a ships store offering boat supplies and gasoline, and an outdoor pavilion;

(iii) Such facility provides accommodations consisting of at least twenty (20) lakeside hotel/motel units in a building or buildings designed for such purposes; and

(iv) Such facility is located within a county having a population of not less than forty-four thousand (44,000) nor more than forty-four thousand nine hundred (44,900), according to the 2000 federal census or any subsequent federal census.

() A commercially operated facility which at a minimum contains all of the following characteristics:

(i) Such facility is located within one-half (1/2) miles of the right of way of Interstate 40 and adjacent to Sharon Drive;

(ii) Such facility has at a minimum a one hundred (100) room motel or a restaurant seating, at a minimum, one hundred fifty (150) people, or both;

(A) If a motel is built, the motel shall have an enclosed pool and a five thousand (5,000) square foot meeting facility.

(B) If only a restaurant is built, proper accommodations will be made to provide, within four (4) miles, a five thousand (5,000) square foot meeting facility with motel accommodations; and

(iii) Such facility is located within a county having a population of not less than forty-four thousand (44,000) nor more than forty-four thousand nine hundred (44,900), according to the 2000 federal census or any subsequent federal census

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: May 5, 2004


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES


JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 17th day of May 2004


PHIL BREDESEN, GOVERNOR